
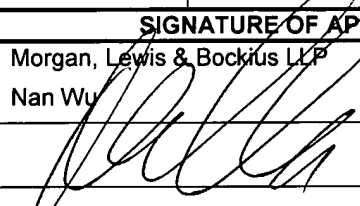



6P1645 TFW



| | | | |
|--|---|------------------------|-------------------|
| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | | Application Number | 10/077,624 |
| | | Filing Date | February 14, 2002 |
| | | First Named Inventor | Wenyuan SHI |
| | | Art Unit | 1645 |
| | | Examiner Name | Zerman, Robert A. |
| Total Number of Pages in This Submission (excluding references) | 3 | Attorney Docket Number | 061818-5512 US 01 |

| ENCLOSURES (Check all that apply) | | |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request (See Remarks) <input checked="" type="checkbox"/> Response to Non-Responsive Amendment <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Change of Address <input type="checkbox"/> Revocation and Power of Attorney (with Schedule A) <input type="checkbox"/> Statement Under 37 CFR § 3.73(b) <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Inquiry <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): • Return postcard |
| <input type="checkbox"/> Remarks | | The Commissioner is authorized to charge any additional fees to Deposit Account 50-0310. |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|---|
| Firm or Individual | Morgan, Lewis & Bockius LLP Nan Wu |
| Signature |  |
| Date | March 3, 2006 |

| CERTIFICATE OF TRANSMISSION/MAILING | | | |
|---|---|------|---------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. | | | |
| Typed or printed name | Judi Stillwell | | |
| Signature |  | Date | March 3, 2006 |



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Wenyuan SHI, et al.

Application No.: 10/077,624

Filed: February 14, 2002

For: ANTI-MICROBIAL TARGETING
CHIMERIC PHARMACEUTICAL

Examiner: Zeman, Robert A.

Art Unit: 1645

Confirmation No. 2797

Attorney Docket No.:

061818-5512 US01

RESPONSE TO NON-RESPONSIVE AMENDMENT

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of a Non-responsive Amendment mailed February 10, 2006, Applicants elect Group IV, claims 14-32, and further "Novispirin G10" as the anti-microbial peptide moiety, and "*Pseudomonas spp.*" as the target microbial organism for initial examination without prejudice. Applicants expressly reserve the right to prosecute other non-elected claims at a later stage.

Date March 3, 2006

Respectfully submitted,


Nan Wu

43,360

(Reg. No.)

MORGAN, LEWIS & BOCKIUS LLP
2 Palo Alto Square
3000 El Camino Real
Suite 700
Palo Alto, CA 94306-2212

(650) 843-4000